

[No. 28.]

LIBRARY
OF THE
UNIVERSITY of ILLINOIS

AN ACT to provide for the management and control, and for the extension of the usefulness of the State library.

SECTION 1. *The People of the State of Michigan enact,* That the State library shall be kept in the room in the capitol which it now occupies, unless some other provision shall be made by the legislature in reference thereto. It shall consist of the books, pamphlets, papers, pictures, maps, charts, and documents of every description now belonging to the same, together with all such others as it may acquire by gift, purchase, exchange or otherwise. The members of both houses of the legislature and the executive and judicial officers of the State shall at all times have free access thereto, under such rules and regulations as may be made for governing the library.

State library,
location and
contents of.

SEC. 2. The Governor, the two legislative committees on the State library and the State librarian, acting jointly, shall make and execute, modify and amend such rules and regulations, not conflicting with the statutes governing the library, as they may deem proper relative to the use and loans of books from the State library, and also such rules prescribing penalties and fines for any violation thereof. Such rules and regulations, when adopted, shall remain in force until modified or amended. In case it becomes necessary, during the recess of the legislature, to modify or amend a rule, or adopt a new one, the Governor and the State librarian may make such modification, amendment or new rule, and the State librarian shall report such action to the legislature at its next session for reference to the committees on the State library.

Who to con-
stitute com-
mittee on li-
brary rules.

Rules may be
amended.

SEC. 3. A State librarian shall be appointed by the Governor, by and with the consent of the Senate, who shall hold the office for the term of four years. The librarian shall have the care and charge of the library and of the affairs pertaining thereto, and shall make a report to the legislature at the commencement of each regular session thereof, as to its condition and the number and description of the volumes as contained therein. The salary of the State librarian shall be twelve hundred dollars per annum, payable monthly out of the State treasury, upon the warrant of the Auditor General.

Governor to
appoint State
librarian.

Salary of
State
librarian.

SEC. 4. The State librarian shall, before entering upon the duties of the office, file with the Secretary of State his receipt for all property entrusted to him, take and subscribe the oath of office prescribed by the constitution and give a bond in the penal sum of ten thousand dollars, with sureties to be approved by the Secretary of State, conditioned for the safe keeping of such property as may be entrusted to his care. Said bond and receipt shall be filed in the office of the Secretary of State, and they shall not be canceled, nor shall the sureties on said bond be released from their obligations thereon, until the receipt of the successor to the

Librarian to
file receipt for
property with
Secretary of
State.
To give bond.

said librarian, for the property delivered over to him, shall have been obtained and payment for all deficiencies made.

Governor may
remove libra-
rian for cause.

SEC. 5. The Governor shall have the power to remove the State librarian at any time for incompetency, neglect of duty, misfeasance or malfeasance in office, and to appoint another person to fill the vacancy; but the reasons for such removal, together with the name of the appointee to fill such vacancy, shall be laid before the Senate, if in session, if not in session, then at the next session of the legislature. The appointment made to fill such vacancy shall be subject to the advice and consent of the Senate at such session. In case of a vacancy in the office of the State librarian from any other cause, the Governor shall appoint another person to fill the same, which appointment shall be subject to the advice and consent of the Senate if in session, if not in session then at the next session of the legislature thereafter.

Vacancy, how
filled.

When Govern-
or may fill
vacancy.

Librarian to
appoint
assistant.

Assistant
librarian to
give bond and
take oath.

Duties of
assistant.

Salary of.

When assist-
ant subject
to removal.

Librarian may
employ addi-
tional assist-
ance.

SEC. 6. The State librarian is hereby authorized to appoint, with the advice and consent of the Governor, one assistant, who shall be known as the assistant State librarian and who shall give to the State librarian a good and sufficient bond, approved by the Secretary of State, for the safe keeping of the property held in charge and who shall take and subscribe the constitutional oath of office. It shall be the duty of the assistant State librarian to aid in the care of the books, the keeping of the accounts, and to render such assistance as the State librarian may require. The salary of the assistant State librarian shall be nine hundred dollars per annum, payable monthly out of the State treasury, upon the presentation of a voucher certified to by the State librarian and drawn upon the warrant of the Auditor General from any funds not otherwise appropriated. The assistant librarian shall at any time be subject to removal, when in the opinion of the State librarian and the Governor the interests of the State library require it.

SEC. 7. The State librarian is hereby authorized to employ, with the approval of the Governor, such additional assistance as may be necessary for the care and management of the library at a salary not exceeding eight hundred dollars per annum for each person so employed, to be paid in the same manner as provided in case of the assistant librarian.

Officers and
employees of
the State are
required to
show certifi-
cate that all
books have
been returned
before final
settlement.

SEC. 8. Before any member of the legislature, or of any convention to revise the constitution, or other officer or employé of the State, who may be authorized by the rules of the State library to draw therefrom, shall receive their pay in full, it shall be necessary for them to obtain and exhibit from the State librarian, a certificate stating that they have returned all the books they may have drawn from the State library. Before a final settlement with any State employé it shall be the duty of the State officers to require such employés to obtain and exhibit to the officer in charge of their respective departments, the certificate above referred to.

SEC. 9. The State librarian shall exchange the judicial decisions, statutes, journals, legislative and executive documents of Michigan, and other books placed in the care of the State librarian for the purpose of exchange, with the libraries of other states and the government of the United States, and of foreign countries, and with societies and institutions. The State librarian may sell or exchange duplicate volumes or sets of works not needed for use in the State library and apply the proceeds to the purchase of other books for the library.

Librarian authorized to exchange books, statutes, etc.

SEC. 10. The sum of five thousand dollars, to be assessed, levied and collected in the same manner as other State taxes, is hereby appropriated for each of the years eighteen hundred ninety-five and eighteen hundred ninety-six for the purchase of books and such other material as is appropriate to be added to the State library. The money so appropriated shall be drawn from the State treasury upon the warrant of the Auditor General and shall be expended by the State librarian with the advice and consent of the Governor for the purchase of books, pamphlets, papers, maps, documents and other matter for the library and for other purposes of benefit and advantage to said library.

Appropriation for the purchase of books.

How drawn.

SEC. 11. Any public, incorporated, school or college library in the State having not less than one thousand volumes, other than publications furnished by the State, may, upon compliance with the provisions of the rules prescribed by the library committee, become an "associate library" with the State library and be entitled to all the privileges accorded by this act to associate libraries. It shall be the duty of the State librarian to issue, to any eligible library complying to the rules above mentioned, a certificate of association showing that such library has become an "associate library." The associate relationship may be terminated at any time by a surrender of said certificate and the return of all books belonging to the State library, whereupon the State librarian shall return to the librarian of such associate library any bonds or deposits held for the return of books. The associate relationship may also be terminated by a violation of such rules as the library committee may prescribe.

Who may become associate libraries.

When associate libraries may terminate relationship.

SEC. 12. The librarian of every such associate library shall make an annual report to the State librarian of the names of its directors, trustees or managers, the number of volumes contained in such library and the number of volumes drawn therefrom during the preceding year. Such report shall be made at the close of the fiscal year of such associate library. The librarian shall also report at once any changes made in its directors or officers during the year.

Associate librarian to make annual report to State librarian.

SEC. 13. Under such reasonable rules and regulations as may be prescribed therefor, the State librarian, upon the requisition of the librarian of any associate library, may lend to such associate library any book which may be called for by any patron of such associate library, except such books, pamphlets, papers, maps, or documents as, in the discretion of the State librarian cannot, consistently with the best interests of the State library, be

State librarian may lend books to associate library.



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Proviso as to. allowed to be taken therefrom: *Provided*, That all expense of transportation shall in all cases be paid by the associate library borrowing such book or other property.

When State librarian may give advice to associate librarian. SEC. 14. The directors, trustees, or managers, or the librarian of any associate library shall be entitled to ask from the State librarian any needed advice or instruction as to a library building, furniture, equipment, government, service, rules for readers, selecting, buying, cataloguing, shelving, lending books, or other matter pertaining to the establishment, reorganization or administration of a public library. It shall be the duty of the State librarian to impart any such advice or instruction in his possession, whenever requested by any officer of an associate library.

Violation of rules to debar associate libraries from privileges. SEC. 15. If the responsible officers or managers of any associate library shall disregard, violate or refuse to comply with the rules and regulations relative to the loaning of books, such associate library shall be debarred from the privileges granted by this act.

State librarian to keep record of associate libraries. SEC. 16. The State librarian shall keep a complete record of associate libraries and of the transactions therewith, and shall include in his report to the legislature a summary of the facts set forth in the application of such libraries, together with such other matters relating to such libraries as may be of public interest and value.

Appropriation for Michigan traveling library. SEC. 17. There shall be appropriated from the treasury of the State, from funds not otherwise appropriated, the sum of two thousand five hundred dollars for the purchase of books and equipment of libraries which shall be designated as "Michigan Traveling Libraries." Under such rules as the library committee may prescribe, they may lend from the State library duplicate department, or from books specially given or bought for this purpose, selections of books for a limited time to any library in this State, or to any community not yet having established such library, but which has conformed to the conditions in said rules required for such loans.

Repealing clause. SEC. 18. All acts or parts of acts so far as they contravene the provisions of this act are hereby repealed.

This act is ordered to take immediate effect.

Approved March 20, 1895.